THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO :19573 of 2006

DATED: 22-09-2006

Between:

Yalla Dora Babu and another

... PETITIONER

and

The District Collector,
East Godavari District, Kakinada, and another

... RESPODENTS

THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT PETITION NO : 19573 of 2006

ORAL ORDER:

By notification dated 22.08.2006, the petitioners' land in an extent of Ac.0.65 cents in Survey No.176/2 of Mangiturthi Vilage, Pithapuram Mandal, East Godavari District, is proposed for acquisition for providing house sites to weaker sections under Indiramma Adarsha Village scheme. Notice under Section 5 A of the Act was issued to the petitioners soliciting their objections, if any. The petitioners have lodged their objections to the acquisition proceedings on 09.09.2006, in view of the fact that urgency clause has not been invoked and enquiry under Section 5 A of the Act has not been dispensed with.

As the petitioners have lodged their objections which are bound to be considered by the respondents in an enquiry under Section 5 A of the Act, the respondents are directed to consider the petitioners' objections and a decision of the District Collector under section 5 A(2) of the Act shall be communicated to the petitioners by registered post with acknowledgment due and till such communication, the petitioners shall not be dispossessed. On such communication by the first respondent, if the petitioners have any substantive grievance, they may pursue appropriate

remedies.

The writ petition is disposed of as above at the stage of admission after hearing the learned Government Pleader for Land Acquisition. No order as to costs.

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GODA RAGHURAM,J

DATED: 22.09.2006

kvrm